

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

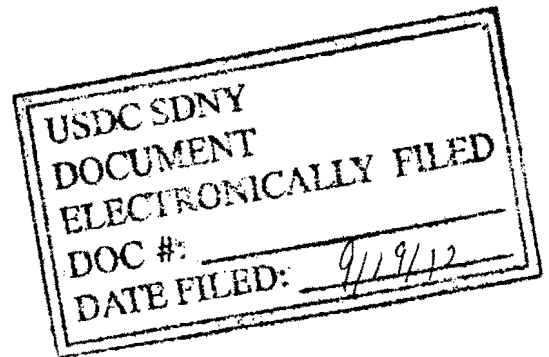
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**ABU DHABI COMMERCIAL BANK, KING
COUNTY, WASHINGTON, SEI
INVESTMENTS COMPANY, SEI
INVESTMENT STRATEGIES, LLC, THE
BANK OF N.T. BUTTERFIELD & SON
LIMITED, SFT COLLECTIVE INVESTMENT
FUND, DEUTSCHE POSTBANK AG,
GLOBAL INVESTMENT SERVICES
LIMITED, GULF INTERNATIONAL BANK
B.S.C., NATIONAL AGRICULTURAL
COOPERATIVE FEDERATION, STATE
BOARD OF ADMINISTRATION OF
FLORIDA, COMMONWEALTH OF
PENNSYLVANIA PUBLIC SCHOOL
EMPLOYEES' RETIREMENT SYSTEM,
BANK SINOPAC, BANK HAPOALIM B.M.,
COMMERZBANK AG, and KBL EUROPEAN
PRIVATE BANKERS S.A.,**

Plaintiffs,

- against -

**MORGAN STANLEY & CO.
INCORPORATED, MORGAN STANLEY &
CO. INTERNATIONAL LIMITED, MOODY'S
INVESTORS SERVICE, INC., MOODY'S
INVESTORS SERVICE LTD., STANDARD
AND POOR'S RATINGS SERVICES and THE
McGRAW HILL COMPANIES, INC.,**

Defendants.
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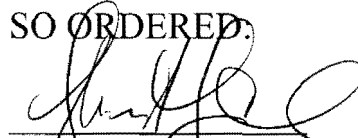
ORDER

08 Civ. 7508 (SAS)

SHIRA A. SCHEINDLIN, U.S.D.J.:

In my August 17, 2012 summary judgment Opinion and Order, I ordered plaintiffs to show cause, by August 31, 2012, as to why their negligent misrepresentation claims against the Rating Agencies should not be dismissed based on the Second Circuit's recent holding in *Anschutz Corp. v. Merrill Lynch & Co.* Plaintiffs initially responded to the Order to Show Cause; however, after further consideration of the evidentiary record and the Court's comments at the September 11, 2012 status conference, plaintiffs agreed to withdraw their response as it related to their negligent misrepresentation claims against the Rating Agencies.¹ Accordingly, plaintiffs' negligent misrepresentation claims against the rating agency defendants are dismissed.

SO ORDERED.


Shira A. Scheindlin
U.S.D.J.

Dated: New York, New York
September 19, 2012

¹ See 9/17/12 Letter from Daniel S. Drosman to the Court.

- Appearances -

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